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FILED
DISTRICT COURT OF GUAM
APR 27 2007 *nba*

MARY L.M. MORAN
CLERK OF COURT

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13 FUJITSU LIMITED, and
FUJITSU MICROELECTRONICS AMERICA, INC.

IN THE UNITED STATES DISTRICT COURT

DISTRICT OF GUAM

18 NANYA TECHNOLOGY CORP. and
NANYA TECHNOLOGY CORP. U.S.A.

CIVIL CASE NO. 06-CV-00025

Plaintiff.

VS.

WAIVER OF PUTATIVE CONFLICT

FUJITSU LIMITED, FUJITSU
MICROELECTRONICS AMERICA, INC.

Defendants

CIVIL CASE NO. 06-CV-00025
{G0021622.DOC:1}

ORIGINAL

1 At the hearing before the Court on April 23, 2007, the Honorable Chief Judge
2 Frances M. Tydingco-Gatewood disclosed that it had come to her attention over the weekend that
3 Unpingco & Associates, LLC was conflicts counsel for the Board of the Guam Memorial
4 Hospital, on which Board the Chief Judge's husband sits. Although not believing this to be a
5 conflict, the Court asked that Defendants either waive this issue or file objections by April 27,
6 2007. Defendants agree that the issue does not appear to present a conflict, and, in case, hereby
7 waive the issue based upon the disclosures made by the Court on April 23, 2007.
8

9 Respectfully submitted this 27th day of April, 2007.
10

11 **CALVO & CLARK, LLP**
12 **MILBANK, TWEED, HADLEY**
13 **& MCCLOY LLP**
14 *Attorneys for Defendants*
15 Fujitsu Limited and
16 Fujitsu Microelectronics America, Inc.

17 By:

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20 JENNIFER A. CALVO-QUITUGUA
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